

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

PHOENIX TECHNOLOGIES, LTD.,

Plaintiff,

No. 09-4697-EDL

v.

**ORDER DENYING EX PARTE  
REQUEST FOR CONTINUANCE**

DEVICEVM, INC., ET AL.,

Defendants.

Defendants DeviceVM Inc. and Benedict Chong have submitted an ex parte request to continue the hearing on Plaintiff's Motion to Compel that is currently scheduled for Tuesday, December 22, 2009. The Court has considered Defendants' position, but DENIES Defendants' request. The hearing on Plaintiff's Motion to Compel shall be held on December 22, 2009 as scheduled.

Dated: December 18, 2009

*Elizabeth D. Laporte*

ELIZABETH D. LAPORTE  
United States Magistrate Judge